



GARY R. HERBERT  
Governor

SPENCER J. COX  
Lieutenant Governor

# State of Utah

## DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER  
Executive Director

### Division of Water Rights

KENT L. JONES  
State Engineer/Division Director

April 17, 2015

Cedar City Corporation Engineering Department  
10 North Main Street  
Cedar City, UT 84720

Dear Engineering Dept,

I am in receipt of the transmittal expressing your concerns about the Distribution Assessment for account 100493, and offer the following explanation:

This is a distribution assessment fee addresses water rights wherein Cedar City (municipality) and Cedar Cove Land ventures are listed on the corresponding water rights for 73-349 and corresponding change application (a30957 7, & a27188) , see enclosed WR summary pages for the total of 148.8 acres, the municipality is being billed for.

If these are not Cedar City (municipality) water rights, a report of conveyance should be submitted to put these into the Cedar Cove Land Ventures name (as sole owner). Otherwise the Municipality is deemed the responsibly party per the change applications enclosed, with Cedar Cove showing as a co-owner. If you believe Cedar Cove is the responsible party I suggest you contact them for making this payment.

I have also enclosed a summary page of the distribution Account and ledger, along with the summary from the Water Commissioners' spreadsheet.

I hope that provides some support and documentation to further your understanding about the nature of the assessment billing. If you need more details I would encourage you to contact me with additional questions, by calling 801 538-7430 or by email at [MikeSilva@utah.gov](mailto:MikeSilva@utah.gov)

Sincerely,


Mike Silva  
Distribution Engineer

Enclosure: Supporting info on Accounts and water rights summary pages for named accounts.

cc: Southwestern Regional Office – Cedar City



100493	Cedar City & Cedar Cove Land Venture, LLC	Coal Creek Surf	S-CC Supp	07,18,12,13	36	11,12	148.8		Coal Creek Surface					
100493	Cedar City & Cedar Cove Land Venture, LLC	73-349 (a30957	U	07,18,12,13	36	11,12	148.8	7/25/1934	<del>148.80</del>	148.8	0	Aux to Coal Creek Irr Co		

 <a href="#">Online Services</a> <a href="#">Agency List</a> <a href="#">Business</a>	<input type="text"/> <input type="button" value="Search"/>
<h2>Utah Division of Water Rights</h2>	
<b>Edit Account - CEDAR VALLEY (PUMPS) - 100493</b>	

**Billing Entity :** CEDAR CITY CORP

**Billing Contact :** CEDAR COVE LAND VENTURES, LLC ERIC MAGELBY

**Address 1 :** 10 N MAIN ST

**Phone 1 :** (801) 234-0464

**Address 2 :**
**Phone 2 :** (435) 590-5586

**City :** CEDAR CITY

**Reference :** 09.49A

**State :** Utah

**Account Status**
**Zip :** 84720-2635

☒ Active
 ☐ Special
 ☐ Inactive

**Account Type :** Individuals \ Private Business

**Primary Units :** 148.80

**Direct Assessment :** 0.00

**Secondary Units :** 0.00

**Special Assessment :** 0.00

**Water Use Limit :** 0

**Balance Owed :** \$81.11

**Water Company (If applicable) :** Select a water company association

### Account Notes

#	Date	User Name	Note
1	5/1/2014 3:45:46 PM	MSILVA	Pre Bill to 11814 S Election Rd Ste 100, Draper, UT 84020 now sending to Cedar City Corp
2	2/13/2014 10:09:30 AM	KHORNE	MTG NOTICE RETURNED..."VACANT UNABLE TO FORWARD"
3	1/21/2014 1:31:11 PM	MSILVA	T36 R11,12 SEC,07,18,12,13 TOTAL OF 148.8ACRES
4	2/24/2010 2:03:32 PM	MSILVA	Local contact: Steve Nelson 435 590-5586
5	2/24/2010 2:01:25 PM	MSILVA	Previous Owner: LEIGH LIVESTOCK CO,PAXMAN, CAROLYN,657 E 4065 S APT D,657 E 4065 S APT D,84107-1944(801) 272-8078
6	8/21/2008 1:48:22 PM	JMNELSON	Previous address 3890 Larsen Way, SLC, UT 84124. New address 657 E 4065 S Apt. D, SLC, UT 84107 from returned mail.
7	2/25/2003	HP3000	Address change from Sandra McCall, Cedar City Office.

### Water Right Numbers

73-349

a30957

### Payment History

#	Date	Assessment	Special Assessment	Adjustments or Late Fees	Payment	Balance	Status
1	3/1/1991	\$35.70				\$35.70	
2	4/15/1991				\$35.70	\$0.00	
3	3/1/1992	\$39.56				\$39.56	
4	4/20/1992				\$39.56	\$0.00	
5	3/1/1993	\$27.76				\$27.76	
6	5/13/1993				\$27.76	\$0.00	
7	3/1/1994	\$28.22				\$28.22	
8	4/19/1994				\$28.22	\$0.00	
9	3/1/1995	\$38.42				\$38.42	
10	5/3/1995				\$38.42	\$0.00	
11	3/1/1996	\$29.88				\$29.88	
12	5/23/1996				\$29.88	\$0.00	
13	3/1/1997	\$39.68				\$39.68	
14	4/15/1997				\$39.68	\$0.00	
15	3/1/1998	\$33.63				\$33.63	
16	6/1/1998			\$3.36		\$36.99	
17	7/27/1998				\$36.99	\$0.00	
18	3/1/1999	\$33.72				\$33.72	
19	6/1/1999			\$3.37		\$37.09	
20	8/2/1999				\$37.09	\$0.00	
21	3/1/2000	\$26.58				\$26.58	
22	3/24/2000				\$26.58	\$0.00	
23	3/1/2001	\$26.79				\$26.79	

24	3/28/2001			\$26.79	\$0.00
25	3/1/2002	\$40.93			\$40.93
26	3/21/2002			\$40.93	\$0.00
27	4/21/2003 3:26:51 PM	\$40.66			\$40.66
28	5/19/2003 7:32:14 PM			\$40.66	\$0.00
29	2/19/2004 12:19:40 PM	\$41.72			\$41.72
30	3/1/2004 11:03:39 AM			\$41.71	\$0.01
31	2/15/2005 11:26:56 AM	\$41.26			\$41.27
32	2/23/2006 2:18:19 PM			\$41.27	\$0.00
33	2/22/2006 11:44:26 AM	\$36.76			\$36.76
34	3/7/2006 10:55:43 AM			\$36.76	\$0.00
35	3/14/2007 4:40:55 PM	\$36.76			\$36.76
36	3/30/2007			\$36.76	\$0.00
37	6/2/2008 2:44:29 PM	\$38.53			\$38.53
38	9/11/2008			\$38.53	\$0.00
39	3/30/2009 1:34:42 PM	\$41.45			\$41.45
40	4/6/2009			\$41.45	\$0.00
41	3/10/2010 10:24:22 AM	\$41.63			\$41.63
42	4/29/2010 4:31:41 PM			\$41.63	\$0.00
43	3/7/2011 2:51:54 PM	\$41.68			\$41.68
44	4/26/2011			\$41.68	\$0.00
45	3/8/2012 10:24:04 AM	\$45.78			\$45.78
46	5/11/2012 11:50:16 AM			\$41.68	\$4.10
47	2/27/2013 3:37:10 PM	\$45.78			\$49.88
48	7/9/2013 1:42:26 PM		\$4.99		\$54.87
49	7/29/2013 4:26:33 PM			\$54.87	\$0.00
50	5/15/2014 8:36:34 AM	\$113.81			\$113.81
51	6/16/2014 2:19:19 PM			\$113.81	\$0.00
52	3/16/2015 9:00:15 AM	\$81.11			\$81.11

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# STATE OF UTAH -- DIVISION OF WATER RIGHTS -- DATA PRINT OUT for 73-349(U8180)

(WARNING: Water Rights makes NO claims as to the accuracy of this data.) RUN DATE: 04/16/2015 Page 1

**WATER RIGHT: 73-349** APPLICATION/CLAIM NO.: U8180 CERT. NO.: CERTIFICAT

CHANGES: a4272 Cert. (Issued: ), a27188 Amended by Subsequent Change, a30957 Cert. (Issued: 06/20/2013)

=====

NAME: Cedar City  
ADDR: a municipality of the State of Utah  
10 North Main Street  
Cedar City UT 84720

NAME: Cedar Cove Land Venture, LLC  
ADDR: 11814 South Election Road, Suite 100  
Draper UT 84020

=====

LAND OWNED BY APPLICANT? COUNTY TAX ID#: B-1434-0000-0000  
FILED: |PRIORITY: 07/25/1934|PUB BEGAN: |PUB ENDED: |NEWSPAPER:  
ProtestEnd: |PROTESTED: [No ]|HEARNG HLD: |SE ACTION: [ ]|ActionDate: |PROOF DUE:  
EXTENSION: |ELEC/PROOF:[ ]|ELEC/PROOF: |CERT/WUC: |LAP, ETC: |LAPS LETTER:  
RUSH LETTR: |RENOVATE: |RECON REQ: |TYPE: [ ]

PD BOOK: [ 73-2 ]|MAP: [28b ]|PUB DATE:

Type of Right: Underground Water Claim Source of Info: Certificate Status: Certificate

=====  
<font size=4><b>GOOGLE VIEW</b></font></A></FONT></B>

LOCATION OF WATER RIGHT=====

FLOW: 1.9732 acre-feet

SOURCE: Underground Water Well

COUNTY: Iron COMMON DESCRIPTION: 4 miles West of Cedar City

POINT OF DIVERSION -- UNDERGROUND:

(1) N 2338 ft E 975 ft from SW cor, Sec 07, T 36S, R 11W, SLBM

DIAMETER OF WELL: 14 ins. DEPTH: 381 to ft. YEAR DRILLED: 2003 WELL LOG? Yes WELL ID#: 26899

=====

USES OF WATER RIGHT\*\*\*\*\* ELU -- Equivalent Livestock Unit (cow, horse, etc.) \*\*\*\*\* EDU -- Equivalent Domestic Unit or 1 Family  
(The Beneficial Use Amount is the quantity of Use that this Water Right contributes to the Group Total.)

SUPPLEMENTAL GROUP NO. 603389.

.....  
IRRIGATION: Beneficial Use Amt: 0.4933 acres of the Group Total of 150.0 PERIOD OF USE: 03/15 TO 10/31  
148.80 acres (595.20 AF) are auxiliary to shares in Coal Creek Irrigation Company. 0.4933 acre  
(1.9732 AF) are sole supply for this water right. 0.7067 acre (2.8268 AF) are covered by  
additional shares in the Coal Creek Irrigation Company.

#	PLACE OF USE:	NORTH WEST QUARTER				NORTH EAST QUARTER				SOUTH WEST QUARTER				SOUTH EAST QUARTER				Section Totals
		* NW	NE	SW	SE	* NW	NE	SW	SE	* NW	NE	SW	SE	* NW	NE	SW	SE	
Sec 07 T 36S R 11W SLBM	*LOT 3																	33.8000
Sec 07 T 36S R 11W SLBM	*LOT 4																	39.6000
Sec 18 T 36S R 11W SLBM	*21.1000				*				*				*				*	21.1000
Sec 12 T 36S R 12W SLBM	*				*				*				*	31.7000		23.8000	*	55.5000
GROUP ACREAGE TOTAL:																	150.0000	

=====

OTHER COMMENTS\*\*\*\*\*

=====

Water right 73-349 is auxiliary to shares in the Coal Creek Irrigation Company  
for the irrigation of 148.8 acres.

\*\*\*\*\*

\*\*\*\*\*E N D O F D A T A\*\*\*\*\*

\*\*\*\*\*

# STATE OF UTAH -- DIVISION OF WATER RIGHTS -- DATA PRINT OUT for a27188(73-349)

(WARNING: Water Rights makes NO claims as to the accuracy of this data.) RUN DATE: 04/16/2015 Page 1

CHANGE: a27188 WATER RIGHT: 73-349 CERT. NO.: AMENDATORY? No COUNTY TAX ID:

BASE WATER RIGHTS: 73-349

RIGHT EVIDENCED BY: 73-349

CHANGES: Point of Diversion [X], Place of Use [ ], Nature of Use [ ], Reservoir Storage [ ].

NAME: Cedar City  
ADDR: a municipality of the State of Utah  
10 North Main Street  
Cedar City, UT 84720  
REMARKS: 288.30 ac-ft

NAME: Cedar Cove Land Venture, LLC  
ADDR: 11814 South Election Road, Suite 100  
Draper, UT 84020  
REMARKS:

FILED: 10/28/2002|PRIORITY: 10/28/2002|ADV BEGAN: 11/07/2002|ADV ENDED: 11/14/2002|NEWSPAPER: The Spectrum  
ProtestEnd:12/04/2002|PROTESTED: [No ]|HEARNG HLD: |SE ACTION: [Approved]|ActionDate:01/31/2003|PROOF DUE: 01/31/2006  
EXTENSION: |ELEC/PROOF:[Proof ]|ELEC/PROOF:05/27/2005|CERT/WUC: |LAP, ETC: |LAPS LETTER:  
RUSH LETTR: |RENOVATE: |RECON REQ: |TYPE: [ ]

Status: Amended by Subsequent Change

\*\*\*\*\*  
\*\*\*\*\*HERETOFORE\*\*\*\*\*  
\*\*\*\*\*

FLOW: 600.0 acre-feet	FLOW: 600.0 acre-feet
SOURCE: Underground Water Well	SOURCE: Underground Water Well
COUNTY: Iron	COUNTY: Iron COM DESC: West of Cedar City
Water User Claim 73-349 is supplemented with 220 Coal Creek Irrigation Co. shares of stock (220 shares @ 0.75 AF/share = 165.0 AF or 41.25 acres) on a total of 148.8 acres.	This change application proposes to change the point of diversion due to road construction. The existing well located at S160' E1270' from the W4 corner Section 7, T36S, R11W will be abandoned.
	73-349 is supplemental with 73-1031 along with shares in Coal Creek Irrigation Co. (see heretofore comments). This is an auxiliary right which does not have a sole supply for irrigation or stock watering.
	APPLICANT MAP VERIFICATION STATEMENT
	Leigh Livestock Company hereby acknowledges that the map attached to this application was prepared in support of this application. By signature thereon Leigh Livestock Company accepts and submits this map as a true representation

	of the facts shown thereon to the best
	of our knowledge and belief.

POINT(S) OF DIVERSION ----->	CHANGED AS FOLLOWS: (Click Location link for WRPLAT)
Point Underground:	Point Underground:
(1) S 160 ft E 1270 ft from W4 cor, Sec 07, T 36S, R 11W, SLBM	(1) S 430 ft E 830 ft from W4 cor, Sec 07, T 36S, R 11W, SLBM
Diameter: 14 ins. Depth: 300 to ft. WELL ID#: 000000	Diameter: 14 ins. Depth: 100 to 500 ft. WELL ID#: 026899

PLACE OF USE ----->	SAME AS HERETOFORE
--NW-- --NE-- --SW-- --SE--	
N N S S N N S S N N S S N N S S	
W E W E W E W E W E W E W E W E	
Sec 07 T 36S R 11W SLBM	* : : : * : : : **X: :X: * : : : *
Sec 18 T 36S R 11W SLBM	*X: : : * : : : * : : : * : : : *
Sec 12 T 36S R 12W SLBM	* : : : * : : : * : : : * :X: :X*
Sec 13 T 36S R 12W SLBM	* : : : * :X: : * : : : * : : : *

NATURE OF USE ----->	SAME AS HERETOFORE
IRR = values are in acres.	
STK = values are in ELUs meaning Cattle or Equivalent.	
DOM = values are in EDUs meaning Equivalent Domestic Units (or Families).	

SUPPLEMENTAL to Other Water Rights: No	SUPPLEMENTAL to Other Water Rights: No
IRR: 148.8000 acres. USED 03/15 - 10/31	
STK: 155.0000 ELUs. USED 01/01 - 12/31	
DOM: 1.0000 EDUs. USED 01/01 - 12/31	

\*\*\*\*\*END OF DATA\*\*\*\*\*



# STATE OF UTAH -- DIVISION OF WATER RIGHTS -- DATA PRINT OUT for a30957(73-349)

(WARNING: Water Rights makes NO claims as to the accuracy of this data.) RUN DATE: 04/16/2015 Page 1

CHANGE: a30957 WATER RIGHT: 73-349 CERT. NO.: AMENDATORY? Yes COUNTY TAX ID:

BASE WATER RIGHTS: 73-349

RIGHT EVIDENCED BY: 73-349 (U8180) Amendatory Change Application based on change application a27188, 73-349 on which proof has been filed).

CHANGES: Point of Diversion [X], Place of Use [X], Nature of Use [X], Reservoir Storage [ ].

NAME: Cedar City  
ADDR: a municipality of the State of Utah  
10 North Main Street  
Cedar City, UT 84720  
REMARKS: 288.30 ac-ft

NAME: Cedar Cove Land Venture, LLC  
ADDR: 11814 South Election Road, Suite 100  
Draper, UT 84020  
REMARKS:

FILED: 01/17/2006|PRIORITY: 01/17/2006|ADV BEGAN: 02/02/2006|ADV ENDED: 02/09/2006|NEWSPAPER: The Spectrum  
ProtestEnd:03/01/2006|PROTESTED: [No ]|HEARNG HLD: |SE ACTION: [Approved]|ActionDate:06/20/2013|PROOF DUE:  
EXTENSION: |ELEC/PROOF:[Proof ]|ELEC/PROOF:05/27/2005|CERT/WUC: 06/20/2013|LAP, ETC: |LAPS LETTER:  
RUSH LETTR: |RENOVATE: |RECON REQ: |TYPE: [ ]

Status: Certificated

\*\*\*\*\* HERE TO F O R E \*\*\*\*\*  
\*\*\*\*\* H E R E A F T E R \*\*\*\*\*

FLOW: 600.0 acre-feet	FLOW: 600.0 acre-feet
SOURCE: Underground Water Well	SOURCE: Underground Water Well (existing)
COUNTY: Iron	COUNTY: Iron COM DESC: 4 miles West of Cedar City
	This Amendatory Change Application is required to correct the Nature of Use of this water right. This is based on the proof of beneficial use that was submitted on change application a27188, water right 73-349.

POINT(S) OF DIVERSION ----->	CHANGED AS FOLLOWS: (Click Location link for WRPLAT)
Point Underground:	Point Underground:
(1) S 430 ft E 830 ft from W4 cor, Sec 07, T 36S, R 11W, SLBM	(1) N 2338 ft E 975 ft from SW cor, Sec 07, T 36S, R 11W, SLBM
Diameter: 14 ins. Depth: 100 to 500 ft. WELL ID#: 26899	Diameter: 14 ins. Depth: 381 to ft. WELL ID#: 000000
COMMENT:	COMMENT: Existing well drilled under a27188 (73-349).

PLACE OF USE ----->	CHANGED as follows:																												
<table border="1"> <tr> <td>--NW--</td> <td>--NE--</td> <td>--SW--</td> <td>--SE--</td> </tr> <tr> <td> N N S S </td> <td> N N S S </td> <td> N N S S </td> <td> N N S S </td> </tr> <tr> <td> W E W E </td> <td> W E W E </td> <td> W E W E </td> <td> W E W E </td> </tr> <tr> <td> Sec 07 T 36S R 11W SLBM</td> <td>* : : : *X: :X: * : : *</td> <td> Sec 07 T 36S R 11W SLBM</td> <td>*LOT 3</td> </tr> <tr> <td> Sec 18 T 36S R 11W SLBM</td> <td>*X: : : * : : * : : *</td> <td> Sec 07 T 36S R 11W SLBM</td> <td>*LOT 4</td> </tr> <tr> <td> Sec 12 T 36S R 12W SLBM</td> <td>* : : : * : : * : : *</td> <td> Sec 18 T 36S R 11W SLBM</td> <td>*X: : : * : : * : : *</td> </tr> <tr> <td> Sec 13 T 36S R 12W SLBM</td> <td>* : : : *X: : * : : *</td> <td> Sec 12 T 36S R 12W SLBM</td> <td>* : : : * : : * : : *</td> </tr> </table>	--NW--	--NE--	--SW--	--SE--	N N S S	N N S S	N N S S	N N S S	W E W E	W E W E	W E W E	W E W E	Sec 07 T 36S R 11W SLBM	* : : : *X: :X: * : : *	Sec 07 T 36S R 11W SLBM	*LOT 3	Sec 18 T 36S R 11W SLBM	*X: : : * : : * : : *	Sec 07 T 36S R 11W SLBM	*LOT 4	Sec 12 T 36S R 12W SLBM	* : : : * : : * : : *	Sec 18 T 36S R 11W SLBM	*X: : : * : : * : : *	Sec 13 T 36S R 12W SLBM	* : : : *X: : * : : *	Sec 12 T 36S R 12W SLBM	* : : : * : : * : : *	
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N N S S	N N S S	N N S S	N N S S																										
W E W E	W E W E	W E W E	W E W E																										
Sec 07 T 36S R 11W SLBM	* : : : *X: :X: * : : *	Sec 07 T 36S R 11W SLBM	*LOT 3																										
Sec 18 T 36S R 11W SLBM	*X: : : * : : * : : *	Sec 07 T 36S R 11W SLBM	*LOT 4																										
Sec 12 T 36S R 12W SLBM	* : : : * : : * : : *	Sec 18 T 36S R 11W SLBM	*X: : : * : : * : : *																										
Sec 13 T 36S R 12W SLBM	* : : : *X: : * : : *	Sec 12 T 36S R 12W SLBM	* : : : * : : * : : *																										

NATURE OF USE ----->		CHANGED as follows:	
IRR = values are in acres.			
STK = values are in ELUs meaning Cattle or Equivalent.			
DOM = values are in EDUs meaning Equivalent Domestic Units (or Families).			
SUPPLEMENTAL to Other Water Rights: No		SUPPLEMENTAL to Other Water Rights: No	
IRR: 148.8000 acres. USED 03/15 - 10/31		IRR: 150.0000 and 150.0000 Sole Supply USED 03/15 - 10/31	
STK: 155.0000 ELUs. USED 01/01 - 12/31			
DOM: 1.0000 EDUs. USED 01/01 - 12/31			
*****E N D O F D A T A*****			